

ORDINANCE NO. 13.10

Dated: 12/2/2010 Patty Juarez
Deputy City Clerk

AN ORDINANCE AMENDING CHAPTER 8, ARTICLES I, II, III, IV, V,
VI AND XI OF THE MOUNTAIN VIEW CITY CODE, RELATING TO
THE ADOPTION OF THE 2010 CALIFORNIA BUILDING CODE
AND OTHER INTERNATIONAL AND UNIFORM CODES

WHEREAS, a local entity such as the City of Mountain View must adopt the California Building Standard Code prior to January 1, 2011 if the local agency desires to maintain local control and allow for amendments to the California Codes or other international and uniform codes in order to accommodate local requirements for local conditions; and

WHEREAS, the City of Mountain View has local conditions which require amendments to the California Building Standard Code and other international and uniform codes; and

WHEREAS, the City of Mountain View has adopted and amended Chapter 1, Division II of the California Building Code to address administrative provisions; and

WHEREAS, the City of Mountain View has made amendments and adopted the California Building Codes as Chapter 8, Articles I, II, III and IV, to address climatic, topographic and geological conditions; and

WHEREAS, the City of Mountain View, in adopting these codes, will be consistent with the State of California and other local municipalities;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MOUNTAIN VIEW DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Articles I, II, III, IV, V, VI and XI of Chapter 8 of the Mountain View City Code are hereby deleted in their entirety.

Section 2. Division I of Article I is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

**"ARTICLE I.
BUILDING CODE.**

DIVISION I. CALIFORNIA BUILDING CODE.

SEC. 8.10.1. California Building Code—Adopted.

The California Building Code, 2010 edition, incorporates, by adoption, the 2009 edition of the International Building Code of the International Code Council with California amendments. The 2009 International Building Code, promulgated by the International Code Council, which regulates the erection, construction, enlargement, alteration, repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area and maintenance of buildings and other structures is adopted, including the following appendices: Appendix I and Appendix J by this reference is made a part of this city code with the same force and effect as though set out herein in full. Chapter 1, Division II, Scope and Administration, is adopted as the City of Mountain View administrative provisions. One (1) copy of the California Building Code is on file and open to public inspection in the building inspection office."

SEC. 8.10.2. Subsection 101.4 amended—Referenced codes.

Subsection 101.4, Chapter 1, Division I of the 2010 California Building Code is amended to read:

104.4. Referenced codes. The other codes listed in Sections 101.4.1 through 101.4.6 and referenced elsewhere in this code shall be considered part of the requirements of this code to the prescribed extent of each such reference.

101.4.1. Gas. The provisions of the 2010 California Plumbing Code and 2010 Mechanical Code shall apply to the installation of gas piping.

101.4.2. Mechanical. The provisions of the 2010 California Mechanical Code shall apply to installation, alterations, repairs and replacement of mechanical systems.

101.4.3. Plumbing. The provisions of the 2010 California Plumbing Code shall apply to installation, alterations, repairs and replacement of plumbing systems.

101.4.4. Property Maintenance. The provisions of the California Building Code, California Residential Code, California Mechanical Code, California Electrical Code, California Plumbing Code, California Fire Code, 2009 International Code for Property Maintenance shall apply to existing structures and premises; equipment and facilities; light, ventilation, space heating, sanitation, life and fire safety hazards; responsibilities of owners, operators and occupants and occupancy of existing premises and structures.

101.4.5. Fire Prevention. The provisions of the 2010 California Fire Code and the 2009 International Fire Code by reference shall apply to matters affecting or relating to fire hazards.

101.4.6. Energy. The provisions of the 2010 California Energy Code, Title 24, Part 6, shall apply to all matters governing the design and construction of buildings for energy efficiencies.

SEC. 8.10.3. Subsection 103.1 amended—Division of building inspection established.

Subsection 103.1 of the California Building Code is amended to read as follows:

103.1. Division of building inspection established. There is hereby established in the City of Mountain View a division of building inspection which shall be under the supervision of the building official who shall be accountable to the community development director of the city.

SEC. 8.10.4. Subsection 104.1 amended—Powers and duties of the building official.

Subsection 104.1 of the California Building Code is amended to read as follows:

104.1. Powers and Duties of the Building Official.

(a) The building official shall be referenced for the purposes of Section 104—Powers and Duties of the Building Official.

(b) The building official is hereby authorized and empowered to enforce all the provisions of this code. For such purposes, he/she shall have the powers of a law enforcement officer.

(c) The building official shall enforce a fee schedule set forth by city council resolution, as amended from time to time.

SEC. 8.10.5. Subsection 105.1.1 deleted—Annual permit.

SEC. 8.10.6. Subsection 105.1.2 deleted—Annual permit records.

SEC. 8.10.7. Subsection 105.2 amended—Work exempt from permit.

Subsection 105.2 of the California Building Code is hereby amended to read as follows:

105.2. Building.

1. One-story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet (11 m²).
2. Fences not over 6 feet (1,829 mm) high.
3. Oil derricks.
4. Retaining walls that are not over 4 feet (1,219 mm) in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding Class I, II or IIIA liquids.
5. Water tanks supported directly on grade if the capacity does not exceed 5,000 gallons (18,925 L) and the ratio of height to diameter or width does not exceed 2:1.
6. Sidewalks, residential decks and driveways no more than 30 inches (762 mm) above adjacent grade, and not over any basement or story below and are not part of an accessible route or required exit.
7. Painting, papering, tiling, carpeting, cabinets, countertops and similar finish work that is not an element of an accessible route or furnishing.
8. Temporary motion picture, television and theater stage sets and scenery.
9. Prefabricated swimming pools accessory to a Group R-3 occupancy that are less than 24 inches (610 mm) deep, do not exceed 5,000 gallons (1,895 L) and are installed entirely above ground.
10. Shade cloth structures constructed for nursery or agricultural purposes, not including service systems.
11. Swings and other playground equipment accessory to single detached one- and two- family dwellings and not considered a public playground.
12. Window awnings supported by an exterior wall that do not project more than 54 inches (1,372 mm) from the exterior wall and do not require additional support of Group R-3 and U occupancies.
13. Nonfixed and movable fixtures, cases, racks, counters and partitions not over 5 feet 9 inches (1,753 mm) in height.
14. Window replacements in the same opening, when window opening is not modified and there is no framing construction required.

SEC. 8.10.8. Subsection 105.3.2 amended—Time limitation of application.

Subsection 105.3.2 of the California Building Code is amended to read as follows:

105.3.2. An application for a permit for any proposed work shall be deemed to have been abandoned one hundred eighty (180) days after the date of filing, unless such application has been pursued in good faith or a permit has been issued; except that the building official is authorized to grant one (1) or more extension of time for additional periods not exceeding one hundred eighty (180) days each. The extension shall be requested in writing and justifiable cause demonstrated.

SEC. 8.10.9. Subsection 105.5 amended—Expiration.

Subsection 105.5 of the California Building Code is amended to read as follows:

105.5. Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within one hundred eighty (180) days from the date of such permit or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of one hundred eighty (180) days from the last inspection. Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one-half (1/2) the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided further that such suspension or abandonment has not exceeded one (1) year from the issuance date of such permit or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of one (1) year from the last inspection. The building official has the authority to waive or reduce said fees if deemed appropriate and maintaining cost recovery. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.

Any permittee holding an unexpired permit may apply for an extension of the time within which work may commence under that permit when the permittee is unable to commence work within the time required by this section for good and satisfactory reasons. The building official may extend at no charge the time for action by the permittee for a period not exceeding one hundred eighty (180) days on written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken.

SEC. 8.10.10. Subsection 105.8 added—Required approval of community development director.

Subsection 105.8 is added to the California Building Code, to read as follows:

105.8. Required approval of community development director. As to any application for a building permit regarding any proposed or existing building or structure situated, or to be situated, on any lot, which lot is subject to a previously granted variance, site plan and architectural approval, conditional use permit, planned community permit or any other type of entitlement set forth in Chapter 36 of the Mountain View City Code, the building official shall not be required to issue any such building permit unless the community development director, or the director's authorized representative, has informed the building official that the conditions of approval of such variance, site plan and architectural approval, conditional use permit, planned community permit or other land use entitlement have been fulfilled, or that sufficient guarantees have or will be posted with the director to ensure that all such conditions of approval will be fulfilled.

SEC. 8.10.11. Subsection 109.2 amended—Schedule of permit fees.

Subsection 109.2 of the California Building Code is amended to read as follows:

109.2. On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required, in accordance with the master fee schedule as adopted by city council.

SEC. 8.10.12. Subsection 109.3 amended—Building permit valuations.

Subsection 109.3 of the California Building Code is amended to read as follows:

109.3. The applicant for a permit shall provide an estimated permit value at time of application. Permit valuations shall include total value of work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing equipment and permanent systems. If, in the opinion of the building official, the valuation is underestimated on the application, the valuation shall be adjusted using the current building valuation data table adopted by city council. Final minimum building permit valuation shall be set by the building official.

SEC. 8.10.13. Subsection 109.5 amended—Related fees.

Subsection 109.5 of the California Building Code is amended to read as follows:

109.5. The payment of the fee for the construction, alteration, removal of demolition for work done in connection to or concurrently with the work authorized by a building permit shall not relieve the applicant or holder of the permit from the payment of other fees that are prescribed by law and the City of Mountain View.

SEC. 8.10.14. Section 111.2 amended—Certificate issued.

Subsection 111.2 of the California Building Code is amended to read as follows:

111.2. After the building official inspects the building or structure and finds no violations of the provisions of this code, City of Mountain View conditions and ordinances, or other laws that are enforced by the building inspection division, the building official shall issue a certificate of occupancy. The project job card issued by the City of Mountain View shall serve as the certificate of occupancy when properly signed.

SEC. 8.10.15. Subsection 112.1—Amended—Connection of utility service.

Subsection 112.1 of the California Building Code is amended to read as follows:

112.1. It shall be unlawful for any person, firm or corporation to make a connection from a source of electrical energy or fuel gas to any electric wiring system, gas piping system, device, appliance or equipment for the installation of which a permit is required, unless such wiring system, gas piping system, devices, appliance or equipment has first been inspected and found to comply with all applicable codes and ordinances of the city.

SEC. 8.10.16. Subsection 112.3 amended—Authority to disconnect service utilities.

Subsection 112.3 of the California Building Code is amended to read as follows:

112.3. The building official is authorized to disconnect, or order disconnection of, electrical or gas service to any system, device, appliance or equipment found to be in violation of this code or under any of the following conditions:

1. Failure of the owner or his agent to secure or to fully comply with the conditions of the required permits.
2. Work found to be hazardous to life and property due to improper installation or maintenance or lack thereof of devices, appliances or equipment.
3. Work performed with or without a permit which has been connected to a source of supply without approval of the building official.
4. Electrical or gas services to buildings vacant for a period exceeding sixty (60) days.

SEC. 8.10.17. Subsection 113.1 amended—Board of appeals.

Subsection 113.1 of the California Building Code is amended to read as follows:

113.1. General procedure for appeals. Any applicant for a building permit who is in disagreement with the building official's interpretation of any provision of this code, or any applicant for a building permit who has been refused issuance of such permit, may appeal the building official's interpretation or refusal to issue said permit to the city council of the city. All such appeals shall be filed within ten (10) working days after the date the building official renders an interpretation of any provision of this code or refuses to issue said permit. All appeals shall be in writing, shall be filed with the city clerk, shall state the ground or grounds of appeal and shall be accompanied by a nonrefundable fee of two hundred fifty dollars (\$250). Within sixty (60) calendar days after an appeal is filed, the appeal shall be heard by the city council. The city clerk shall give at least five (5) days prior written notice to the applicant of the date, time and place for the hearing on said appeal. The city council shall not be required to give public notice of said hearing. The applicant shall be entitled to present any oral and/or written evidence at said hearing. Any hearing held pursuant to this section may be continued from time to time by the city council. Within twenty-one (21) days after the hearing is closed, the council shall announce its decision. All decisions of the city council on any appeal shall be final. Any action to challenge, annul or contest the validity of any decision of the city council on any such appeal shall be filed no later than sixty (60) calendar days after the date the city council has adopted a resolution formalizing its decision on the appeal.

SEC. 8.10.18. Subsection 114.1 amended—Unlawful acts.

Subsection 114.1 of the California Building Code is amended to read as follows:

114.1. Unlawful acts.

It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, equip, use, occupy or maintain any building or structure in the city, or cause or permit the same to be done, contrary to or in violation of any of the provisions of this code.

Any person, firm or corporation violating any of the provisions of this code shall be deemed guilty of a misdemeanor, and each such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation

of any of the provisions of this code is committed, continued or permitted, and upon conviction of any such violation such person shall be punishable as set forth in the city charter.

SEC. 8.10.19. Subsection 420.4.2.1 added—Carbon monoxide detector—Earliest applicable time period.

Subsection 420.4.2.1 is added to the California Building Code, to read as follows:

420.4.2.1. Carbon monoxide detectors—Earliest applicable time period.

Carbon monoxide detectors shall be installed per California Health and Safety Code Section 17926.

An owner of a dwelling unit intended for human occupancy shall install a carbon monoxide device, approved and listed by the State Fire Marshal, pursuant to Section 13263, in each existing dwelling unit having a fossil fuel-burning heater or appliance, fireplace or an attached garage within the earliest applicable time period as follows:

1. For all existing single-family dwelling units intended for human occupancy on or before July 1, 2011.
2. For all other existing dwelling units intended for human occupancy on or before January 1, 2013.

SEC. 8.10.20. Section [F] 501.2 amended—Address identification.

"Section [F] 501.2 of the California Building Code is amended to read as follows:

[F] 501.2. New and existing buildings shall have approved address number, building numbers or approved building identification placed in a position that is plainly legible and visible from the street or road fronting the property. These numbers shall contrast with their background. Address numbers shall be Arabic numbers or alphabetic letters. Number shall be a minimum of 6 inches (152.4 mm) high with a minimum stroke width of 0.5 inch (12.7 mm). Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure.

Exception: For R-3 occupancies, numbers shall be a minimum 4 inches high with minimum stroke width of 0.5 inch.

SEC. 8.10.21. Subsection 706.1.1 amended—Party walls.

Subsection 706.1.1 of the California Building Code is amended to read as follows:

706.1.1. Any wall located on a lot line between adjacent buildings which is used or adopted for joint service between the two buildings shall be constructed as a fire wall in accordance with Section 705. Party walls shall create separate buildings. In occupancy group R-3, the construction separation at the lot line shall be with two separate one-hour-rated fire walls complying with Section 705.

SEC. 8.10.22. Subsection 903.2 amended—Where required.

Subsection 903.2 of the California Building Code is amended to read as follows:

903.2. Where required. Approved automatic sprinkler systems in new buildings and structures, and in existing modified buildings and structures, shall be provided in the locations described in this section. Automatic fire sprinklers shall be installed per

the requirements set forth in Sections 903.2.1 through 903.2.18 and as follows, whichever is the more restrictive:

1. Automatic sprinkler systems shall be installed throughout all new buildings and structures.

Exception: Group A, B, E, F, I, L, M, S and U occupancy buildings and structures that do not exceed 1,000 square feet of building area.

2. In determining whether an automatic fire sprinkler system is required, the following criteria shall be used:

(a) Determine the building area as defined by the California Building Code.

Exception: Eave projections 24 inches or less shall not be counted.

(b) Multiply the building area as determined herein by the number of stories. A full basement shall be counted as a story and the floor area of mezzanine(s) shall be added to the building area of the story in which they are located.

(c) For the purposes of determining whether automatic fire sprinklers are required in a building, the installation fire walls will not be considered to create separate buildings.

3. Any change in the character of occupancy or in the use of any building with a building area at or over 3,600 square feet which, in the opinion of the fire chief or building official, would place the building into a more hazardous division of the same occupancy group or into a different group of occupancies and constitutes a greater degree of life safety¹, or increased fire risk², shall require the installation of an approved automatic fire sprinkler system.

Definition only—Not limited to:

¹ Life Safety—Increased occupant load, public assembly areas, public meeting areas, churches, indoor amusement attractions, buildings with complex exiting system due to increased occupant loads, large schools/day-care facilities, large residential care facilities with nonambulatory clients.

² Fire Risks—High-piled combustible storage, woodworking operations, hazardous operations using hazardous materials, increased fuel loads (storage of moderate to highly combustible materials), increased sources of ignition (welding, automotive repair with the use of flammable liquids and open flame).

4. For existing nonsprinklered buildings, an approved automatic fire sprinkler system shall be required when additions meet one of the following criteria:

a. Additions equal to or greater than 100 percent of the existing square footage.

b. Additions that increase the total building area to over 4,100 square feet.

SEC. 8.10.23. Subsection 903.3.1 amended—Standards.

Subsection 903.3.1 of the California Building Code is amended to read as follows:

903.3.1. Sprinkler systems shall be designed and installed in accordance with Section 903.3.1.1, unless otherwise permitted by 903.3.1.2 and 903.3.1.3. Sprinkler systems shall also be designed and installed in accordance with the City of Mountain

View "Commercial Automatic Fire Sprinklers Requirements" and "Residential Automatic Fire Sprinklers Requirements."

SEC. 8.10.24. Subsection 905.3 amended—Standpipe systems.

Subsection 905.3 of the California Building Code is amended to read as follows:

905.3. Required installations. Standpipe systems shall be installed where required by Subsections 905.3.1 through 905.3.10.1 and in the locations indicated in Subsections 905.4, 905.5 and 905.6. Standpipe systems are required to be combined with automatic sprinkler systems.

EXCEPTION:

In sprinklered buildings where the floor level of the highest story is located 30 feet or less above the lowest level of the fire department vehicular access, 1-1/2 inch national standard hose valve connections, complying with NFPA standards, shall be provided for fire department use. They shall be located so that all portions of the building are within 150 feet travel distance of a connection. Standpipe systems are not required in Group R-3 occupancies.

SEC. 8.10.25. Section 905.3.1 amended—Standpipe systems.

Subsection 905.3.1 of the California Building Code is amended to read as follows:

905.3.1. Building height. Class III standpipe systems shall be installed throughout buildings where the floor level of the highest story is located more than 30 feet (9,144 mm) above the lowest level of the fire department vehicle access, or where the floor level of the lowest story is located more than 30 feet (9,144 mm) below the highest level of fire department vehicle access.

EXCEPTIONS:

1. In determining the lowest level of fire department vehicle access, it shall not be required to consider:

1.1. Recessed loading docks for four (4) vehicles or less, and

1.2. Conditions where topography makes access from the fire department vehicle access from the fire department vehicle to the building impractical or impossible.

2. In sprinklered buildings where the floor level of the highest story is located 30 feet or less above the lowest level of the fire department vehicular access, 1-1/2 inch national standard hose valve connections, complying with NFPA standards, shall be provided for fire department use. They shall be located so that all portions of the building are within 150 feet travel distance of a connection.

SEC. 8.10.26. Subsection 905.3.2 amended—Standpipe systems.

Subsection 905.3.2 of the California Building Code is amended to read as follows:

905.3.2. Group A. Class II (without hose) automatic wet standpipes shall be provided in nonsprinklered Group A buildings having an occupant load exceeding 1,000 persons.

EXCEPTION:

Open-air-seating spaces without enclosed spaces.

SEC. 8.10.27. Subsection 905.3.3 amended—Standpipe systems.

Subsection 905.3.3 of the California Building Code is amended to read as follows:

905.3.3. Covered mall buildings. A covered mall building shall be equipped throughout with a standpipe system where required by Section 905.3.1. Covered mall buildings not required to be equipped with a standpipe system by Section 905.3.1 shall be equipped with Class II hose connections (without hose) connected to a system sized to deliver water at 250 gallons per minute (946.4 L/min) at the most hydraulically remote outlet. Hose connections shall be provided at each of the following locations:

1. Within the mall at the entrance to each exit passageway or corridor.
2. At each floor-level landing within enclosed stairways opening directly on the mall.
3. At exterior public entrances to the mall.

SEC. 8.10.28. Subsection 905.3.5 amended—Standpipe systems.

Subsection 905.3.5 of the California Building Code is amended to read as follows:

905.3.5. Underground Buildings. Underground buildings and parking garages shall be equipped throughout with a Class III automatic wet standpipe system.

SEC. 8.10.29. Subsection [F] 907.2.11.6 added—Smoke Detectors—Existing R occupancies.

Subsection [F] 907.2.11.6 is added to the California Building Code, to read as follows:

[F] 907.2.11.6. Smoke Detectors—Existing R occupancies. Modifications to exiting R occupancies shall conform to Health and Safety Code Section 13113.7 and also see Chapter 46 of the 2010 California Fire Code.

Exception: Repairs to the exterior surfaces of a Group R Occupancy are exempt for the requirements of this section.

SEC. 8.10.30. Subsection [F] 907.6 amended—Installation.

Section [F] 907.6 of the California Building Code is amended to read as follows;

[F] 907.6—Installation. A fire alarm system shall be installed in accordance with 907.6.1 through 907.6.5.2, NFPA 72 and the City of Mountain View "Fire Alarm and Sprinkler Monitoring System Requirements."

SEC. 8.10.31. Subsection 1613.8 added—ASCE 7, Section 12.8.7.

Subsection 1613.8 is added to the California Building Code as follows:

1613.8. ASCE 7, Section 12.8.7. Modify ASCE 7, Section 12.8.7 by amending Equation 12.8-16 as follows:

$$\Theta = \frac{P_x \Delta I}{V_x h_{sx} C_d}$$

SEC. 8.10.32. Subsection 1704.4, Exception No. 1 amended—Concrete construction.

Subsection 1704.4, Exception No. 1 of the California Building Code is amended to read as follows:

1. Isolated spread concrete footings of buildings three stories or less above grade plane that are fully supported on earth or rock, where the structural design of the footing is based on a specified compressive strength, f'_c , no greater than 2,500 pounds per square inch (psi) (17.2 Mpa).

SEC. 8.10.33. Subsection 1908.1.8 amended—ACI 318, Section 22.10.

Subsection 1908.1.8 of the California Building Code is amended to read as follows:

1908.1.8. ACI 318, Section 22.10.

22.10—Plain concrete in structures assigned to Seismic Design Category C, D, E or F.

22.10.1—Structures assigned to Seismic Design Category C, D, E or F shall have elements of structural plain concrete, except as follows:

- (a) Isolated footings of plain concrete supporting pedestals or columns are permitted, provided the projection of the footing beyond the face of the supported member does not exceed the footing thickness.

Exception: In detached one- and two-family dwellings three stories or less in height, the projection of the footing beyond the face of the supported member is permitted to exceed the footing thickness.

- (b) Plain concrete footing supporting walls are permitted, provided the footings have at least two (2) continuous longitudinal reinforcing bars. Bars shall not be smaller than No. 4 and shall have a total area of not less than 0.002 times the gross cross-sectional area of the footing. A minimum of one (1) bar shall be provided at the top and bottom of the footing. Continuity of reinforcement shall be provided at corners and intersections.

Exception: In detached one- and two-family dwellings three stories or less in height and constructed with stud bearing walls, plain concrete footings with at least two (2) continuous longitudinal reinforcing bars not smaller than No. 4 are permitted to have a total area of less than 0.002 times that gross cross-sectional area of the footing.

SEC. 8.10.34. Subsection 2306.7 deleted, Shear walls sheathed with other materials.

Subsection 2306.7 is deleted from the California Building Code, Shear walls sheathed with other materials.

SEC. 8.10.35. Subsection 2308.9.3 amended—Conventional construction provisions—Bracing.

Section 2308.9.3 of the California Building Code is amended to read as follows:

2308.9.3. Bracing. Braced wall lines shall consist of braced wall panels that meet the requirements for location, type and amount of bracing as shown in Figure 2308.9.3, specified in Table 2308.9.3(1), and are in line or offset from each other by not more than 4 feet (1,219 mm). Braced wall panels shall start not more than 12-1/2 feet (3,810 mm) from each end of a braced wall line. Braced wall panels shall be clearly indicated on the plans. Construction of braced wall panels shall be by one of the following methods:

1. Deleted.
2. Deleted.
3. Wood structural panel sheathing with a thickness not less than 5/16 inch (7.9 mm) for 16-inch (406 mm) stud spacing and not less than 3/8 inch (9.5 mm) for 24-inch (610 mm) stud spacing in accordance with Tables 23-II-A-1 and 23-IV-D-1.
4. Fiberboard sheathing 4-foot by 8-foot (1,219 mm by 2,438 mm) panels not less than 1/2 inch (13 mm) thick applied vertically on studs spaced not over 16 inches (406 mm) on center when installed in accordance with Section 2315.6 and Table 23-II-J.
- 5 Deleted.
6. Portland cement plaster on studs 16 inches (406 mm) on center installed in accordance with Table 25-I. These standards can only be used in one-story structures of R3 and U1 occupancies.
- 7 Deleted.
8. Hardboard panel siding where installed in accordance with Section 2303.1.6 and Table 2308.9.3(5).

For cripple wall bracing, see Section 2308.9.4.1. For Methods 3, 4, 6 and 8, each panel must be at least 48 inches (1,219 mm) in length, covering three (3) stud spaces where studs are spaced 16 inches (406 mm) apart and covering two (2) stud spaces where studs are spaced 24 inches (610 mm) apart.

SEC. 8.10.36. Section 2505 deleted—Shear wall construction.

Section 2505 is deleted from the California Building Code, entitled Shear Wall Construction.

SEC. 8.10.37. Subsection 3310.1 amended—Means of egress.

Subsection 3310.1 of the California Building Code is amended to read as follows:

3310.1. Stairways Required. Each level above the first story in new multi-story buildings that require two exit stairways shall be provided with at least two usable exit stairways after the floor decking is installed. The stairways shall be continuous and discharge to grade level. Stairways serving more than two floor levels shall be enclosed (with openings adequately protected) after exterior walls/windows are in place. Exit stairs in new and in existing, occupied buildings shall be lighted and maintained clear of debris and construction materials at all times.

EXCEPTION:

For new multi-story buildings, one of the required exit stairs may be obstructed on not more than two contiguous floor levels for the purpose of stairway construction (i.e., installation of gypsum board, painting, flooring, etc.).

SEC. 8.10.38. Subsection 3310.1.1 added—Required means of egress.

Subsection 3310.1.1 is added to the California Building Code, to read as follows:

Section 3310.1.1. Required Means of Egress. All new buildings under construction shall have at least one unobstructed means of egress. All means of egress shall be identified in the prefire plan. See Section 1408.2 of the California Fire Code."

Section 3. Division II, Article I is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

DIVISION II. CALIFORNIA RESIDENTIAL CODE.

SEC. 8.15.1. California Residential Code adopted—Short title.

The California Residential Code, 2010 edition, incorporates, by adoption, the 2009 edition of the International Residential Code of the International Code Council with California amendments. The 2009 International Residential Code, promulgated by the International Code Council, which regulates the erection, construction, enlargement, alteration, repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area and maintenance of buildings and other structures is adopted, including the following appendices: Appendix Chapter H by this reference is made a part of this city code with the same force and effect as though set out herein in full. One (1) copy of the 2010 California Residential Code is on file and open to public inspection in the building inspection office.

SEC. 8.15.2. Chapter 1 deleted—Scope and administration.

Chapter 1, Division I and Division II, is deleted from the California Residential Code.

SEC. 8.15.3. Table R301.2(1) amended—Climatic and geographic design criteria.

Table R301.2(1) of the 2010 California Residential Code is amended to read as follows:

**TABLE R301.2(1)
CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA**

GROUND SNOW LOAD	WIND DESIGN			SUBJECT TO DAMAGE FROM			WINTER DESIGN TEMP°	ICE BARRIER UNDERLAYMENT REQUIRED°	FLOOD HAZARDS°	AIR FREEZING INDEX°	MEAN ANNUAL TEMP°
	Speed° (mph)	Topographic Effects°	SEISMIC DESIGN CATEGORY°	Weathering°	Frost Line Depth°	Termite°					
0	85	NO	D ₁	Negligible	0			NO		0	55

SEC. 8.15.4. Subsection R313.1 added—Townhouse automatic sprinkler systems.

Subsection R313.1 of the California Residential Code is added, to read as follows:

R313.1. Townhouse automatic fire sprinkler systems. An automatic residential fire sprinkler systems shall be installed in new townhouses.

Exception No. 1: For existing nonsprinklered townhouses, an approved automatic residential fire sprinkler system shall be required when additions meet one of the following criteria:

- a. Additions equal to or greater than 100 percent of the existing square footage.
- b. Additions that increase the total building area to over 4,100 square feet.

Exception No. 2: An automatic residential fire sprinkler system shall not be required for alterations made to existing townhouses that do not have an automatic residential fire sprinkler system installed.

SEC. 8.15.5. Subsection R313.2 added—One- and two-family dwellings automatic sprinkler systems.

Subsection R313.2 of the California Residential Code is added, to read as follows:

R313.2. One- and two-family dwelling automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed in new one- and two-family dwellings.

Exception No. 1: For existing nonsprinklered one- and two-family dwellings, an approved automatic residential fire sprinkler system shall be required when additions meet one of the following criteria:

- a. Additions equal to or greater than 100 percent of the existing square footage.
- b. Additions that increase the total building area to over 4,100 square feet.

Exception No. 2: An automatic residential fire sprinkler system shall not be required for alterations made to existing one- and two-family dwellings that do not have an automatic residential fire sprinkler system installed.

SEC. 8.15.6. Subsection R315.2.1 added—Carbon monoxide detector—Earliest applicable time period.

Subsection R315.2.1 is added to the California Residential Code, to read as follows:

R315.2.1. Carbon Monoxide Detector—Earliest applicable time period.

Carbon monoxide detectors shall be installed per California Health and Safety Code Section 17926.

An owner of a dwelling unit intended for human occupancy shall install a carbon monoxide device, approved and listed by the State Fire Marshal, pursuant to Section 13263, in each existing dwelling unit having a fossil fuel-burning heater or appliance, fireplace or an attached garage, within the earliest applicable time period as follows:

1. For all existing single-family dwelling units intended for human occupancy on or before July 1, 2011.
2. For all other existing dwelling units intended for human occupancy on or before January 1, 2013.

SEC. 8.15.7. Subsection R329.1 added—Private swimming pools.

Subsection R329.1 is added to the California Residential Code, to read as follows:

R329.1. General. Private swimming pools shall comply with Section 3109.4.4 of the 2010 California Building Code.

SEC. 8.15.8. Subsection R403.1.3 amended—Seismic reinforcing.

Subsection R403.1.3, Seismic Reinforcing, is amended to read as follows:

R403.1.3. Seismic reinforcing.

Concrete footings located in Seismic Design Categories D₀, D₁ and D₂, as established in Table R301.2(1), shall have minimum reinforcement of at least two (2) continuous longitudinal reinforcing bars not smaller than No. 4 bars. Bottom reinforcement shall be located a minimum of 3 inches (76 mm) clear from the bottom of the footing.

In Seismic Design Categories D₀, D₁ and D₂ where a construction joint is created between a concrete footing and a stem wall, a minimum of one (1) No. 4 bar shall be installed at not more than 4 feet (1,219 mm) on center. The vertical bar shall extend to 3 inches (76 mm) clear of the bottom of the footing, have a standard hook and extend a minimum of 14 inches (357 mm) into the stem wall.

In Seismic Design Categories D₀, D₁ and D₂ where a grouted masonry stem wall is supported on a concrete footing and stem wall, a minimum of one (1) No. 4 bar shall be installed at not more than 4 feet (1,219 mm) on center. The vertical bar shall extend to 3 inches (76 mm) clear of the bottom of the footing and have a standard hook.

SEC. 8.15.9. Subsection R602.10.2.1.1 added—Limits on Methods GB and PCP.

Subsection R602.10.2.1.1 is added to the California Residential Code, to read as follows:

R602.10.2.1.1. Limits on Methods GB and PCP. In Seismic Design Categories D₀, D₁ and D₂, Method GB is not permitted for use as intermittent braced wall panels, but gypsum board is permitted to be installed when required by this section to be placed on the opposite side of the studs from other types of braced wall panel sheathing. In Seismic Design Categories D₀, D₁ and D₂, the use of Method PCP is limited to one-story single-family dwellings and accessory structures.

SEC. 8.15.10. Table R602.10.1.2(2) amended—Bracing requirements based on seismic design category.

Table R602.10.2.1 of the California Residential Code is amended to read as follows:

Add footnote "d" notation to Table heading as follows:

TABLE R602.10.1.2(2)^{a,b,c,d}

Add footnote "d" wording to the end of Table R602.10.1.2(2), to read as follows:

^d In Seismic Design Categories D₀, D₁ and D₂, Method GB is not permitted and the use of Method PCP is limited to one-story single-family dwellings and accessory structures."

Section 4. Division III, Article I is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

"DIVISION III. CALIFORNIA GREEN BUILDING CODE. (RESERVED)"

Section 5. Division IV, Article I is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

"DIVISION IV. WOOD-BURNING APPLIANCES.

SEC. 8.25.1. Definitions.

For the purpose of this section, the following words, phrases and definitions shall have the meaning set forth herein:

- a. "Bay Area Air Quality Management District" or BAAQMD means the air quality agency for the San Francisco Bay Area established pursuant to California Health and Safety Code Section 40200.
- b. "EPA" means United States Environmental Protection Agency.
- c. "EPA-certified wood heater" means any wood heater that meets the standards in Title 40, Part 60, Subpart AAA, Code of Federal Regulations or such successor regulation in effect at the time of installation and is certified and labeled pursuant to those regulations.
- d. "Fireplace" means any permanently installed masonry or factory-built wood-burning appliance, except a pellet-fueled wood heater, designed to be used with an air-to-fuel ratio greater than or equal to thirty-five (35) to one (1).
- e. "Gas fireplace" means any device designed to burn natural gas in a manner that simulates the appearance of a wood-burning fireplace.
- f. "Pellet-fueled wood heater" means any wood-burning appliance that operates exclusively on wood pellets.
- g. "Solid fuel" means wood or any other nongaseous or nonliquid fuel.
- h. "Wood-burning appliance" means fireplace, wood heater or pellet-fired wood heater or any similar device burning any solid fuel used for aesthetic or space-heating purposes.

SEC. 8.25.2. Residential installations.

All wood-burning appliances installed in new residential units or wood-burning appliances being added to or replacing wood-burning appliances in existing residential units after April 1, 2002 shall comply with the provisions of this section.

SEC. 8.25.3. Commercial installations.

All wood-burning appliances installed in new commercial buildings or wood-burning appliances being added to or replacing wood-burning appliance in existing commercial buildings after April 1, 2002 shall comply with this section. Commercial buildings shall include, but not be limited to, live-work units, offices, hotels, motels and restaurants.

SEC. 8.25.4. Compliance requirements.

A wood-burning appliance shall comply with this section if:

- a. The wood-burning appliance is reconstructed;
- b. There are any additions, alterations or repairs to the wood-burning appliance exceeding two thousand dollars (\$2,000);

c. The building official shall have the final authority to determine whether an addition, repair or alteration must comply with this section.

SEC. 8.25.5. Gas fireplaces.

Gas fireplaces shall be exempt from this section. However, the conversion of a gas fireplace to burn wood shall constitute the installation of a wood-burning appliance and shall be subject to the requirements of Sec. 8.19.2 and 8.19.3.

SEC. 8.25.6. Exemptions.

a. No person shall install a wood-burning appliance unless it is one of the following:

1. A pellet-fueled wood heater; or
2. An EPA-certified wood heater; or

3. A fireplace or emission reduction device certified by the EPA or a fireplace or emission reduction device certified by an EPA-accredited laboratory as being compliant with the Northern Sonoma County Air Pollution Control District standards for fireplaces, using that district's testing protocol for fireplaces.

b. The following additions, alterations and repairs shall be exempt from complying with this section:

1. Minor repairs such as damper repairs, firebox repairs, seismic bracing and/or flue liner replacement.
2. All repairs to a masonry fireplace that do not include repair or replacement of the fireplace footing.
3. Wood-burning appliances installed in restaurants and commercial kitchens for cooking purposes.

SEC. 8.25.7. Certification.

Any person who plans to install a wood-burning appliance must submit documentation to the building official with the building permit application demonstrating that the appliance is a pellet-fueled wood heater, EPA-certified wood heater or certified by an EPA-accredited laboratory as meeting the Northern Sonoma County Air Pollution Control District standards for fireplaces."

Section 6. Sections 8.33 through 8.40 of Article II of Chapter 8 of the Mountain View City Code is hereby deleted in its entirety.

Section 7. Article II is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

**"ARTICLE II.
PLUMBING CODE.**

SEC. 8.30.1. 2010 California Plumbing Code adopted.

The California Plumbing Code, 2010 edition, first printing, including Appendices A, D, G and I, based on the 2009 Uniform Plumbing Code, promulgated by the International Association of Plumbing and Mechanical Officials Association,

5001 East Philadelphia Street, Ontario, California, 91761-2816, which regulates the erection, installation, alteration, repair, relocation, removal, replacement, conversion, use and maintenance of plumbing, gas, drainage systems and other similar work in order to provide minimum requirements and standards for the protection of the public health, safety and welfare; is adopted and by this reference made a part of this municipal code with the same force and effect as though set out herein in full. One (1) copy of the California Plumbing Code is on file for public inspection in the building inspection office.

SEC. 8.30.2. Subsection 101.1 amended, Administration.

Subsection 101.1 of the California Plumbing Code is amended to read as follows:

101.1. Title. This document shall be known as the "California Plumbing Code" and may be cited as such and will be refer to herein as "this code." Administrative provisions of the California Plumbing Code are referenced to the California Building Code, Chapter 1, Division II for provisions.

SEC. 8.30.3. Subsection 103.9 added—Procedure for appeals.

Subsection 103.9 of the California Plumbing Code is added, to read as follows:

103.9. Procedure for appeals. The provisions of Section 8.10.16 of this code is hereby incorporated by reference as if fully set forth herein. When Section 8.10.16 is used in reference to a plumbing code appeal, the term "Plumbing Permit" shall replace the term "Building Permit" in said section.

SEC. 8.30.4. Chapter 15 deleted—Fire Stop Protection.

Chapter 15 of the California Plumbing Code is deleted in its entirety. All references and standards of Chapter 15 shall be replaced by Chapter 7 of the 2010 California Building Code."

Section 8. Sections 8.50 through 8.51 of Article III of Chapter 8 of the Mountain View City Code is hereby deleted in its entirety.

Section 9. Article III is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

**"ARTICLE III.
MECHANICAL CODE.**

SEC. 8.40.1. California Mechanical Code—Adopted.

The California Mechanical Code, 2010 edition, first printing, including all Appendices, based on the 2009 Uniform Mechanical Code, promulgated by the International Association of Plumbing and Mechanical Officials, 5001 East Philadelphia Street, Ontario, California, 91761-2816, including all appendices, which regulates and provides complete requirements for the installation and maintenance of heating, ventilating, comfort cooling and refrigeration systems, is adopted and by reference and made a part of this municipal code with the same force and effect as though set out herein in full. One (1) copy of the 2010 California Mechanical Code is on file and open to public inspection in the building inspection office.

SEC. 8.40.2. Chapter 1, Division II amended—Administration.

Subsection 101.1 of the California Mechanical Code is amended to read as follows:

101.1. Title. This document shall be known as the "California Mechanical Code" and may be cited as such and will be referred to herein as "this code." Administrative provisions of the California Mechanical Code are referenced to the California Building Code, Chapter 1, and Division II for provisions.

SEC. 8.40.3. Subsection 110.1 amended—General.

Subsection 110.1 of the California Mechanical Code is amended to read as follows:

110.1. Procedure for appeals. The provisions of Section 8.10.16 of this code is hereby incorporated by reference as if fully set forth herein. When Section 8.10.16 is used in reference to a Mechanical Code appeal, the term "Mechanical Permit" shall replace the term "Building Permit" in said section."

Section 10. Sections 8.70 through 8.89 of Article IV of Chapter 8 of the Mountain View City Code is hereby deleted in its entirety.

Section 11. Article IV is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

**"ARTICLE IV.
ELECTRICAL CODE.**

SEC. 8.50.1. 2010 California Electrical Code—Adopted—Short title.

The California Electrical Code, 2010 edition, based on the 2008 National Electrical Code, promulgated by the National Fire Protection Association (NFPA), One Batterymarch Park (P.O. Box 9146), Quincy, Massachusetts, 02269-9959, which establishes minimum standards to protect the health, safety and general welfare of the occupant and the public against hazards that may arise from the use of electricity by governing the design, construction, reconstruction, installation, quality of materials, location, operation and maintenance or use of electrical equipment, wiring and systems, is adopted and by reference made a part of this municipal code with the same force and effect as though set out herein in full. One (1) copy of the 2010 California Electrical Code is on file and open to public inspection in the building inspection office."

SEC. 8.50.2. Subsection 89.101.1 amended—Title.

Subsection 89.101.1 of the California Electrical Code is amended to read as follows:

89.101.1 Title. This document shall be known as the "California Electrical Code" and may be cited as such and will be referred to herein as "this code." Administrative provisions of the California Electrical Code are referenced to the California Building Code, Chapter 1, and Division II for provisions.

SEC. 8.50.3. Section 89.108.8 amended—Appeals Board.

Subsection 89.108.8 of the California Electrical Code is amended to read as follows:

89.108.8.1. Procedure for appeals. The provisions of Section 8.10.16 of this code is hereby incorporated by reference as if fully set forth herein. When Section 8.10.16 is used in reference to a Electrical Code appeal, the term "Electrical Permit" shall replace the term "Building Permit" in said section."

Section 12. Sections 8.90 through 8.99 of Article V of Chapter 8 of the Mountain View City code is hereby deleted in its entirety.

Section 13. Article V is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

**"ARTICLE V.
2009 INTERNATIONAL PROPERTY MAINTENANCE CODE.**

SEC. 8.60.1. 2009 International Property Maintenance Code.

The International Property Maintenance Code, 2009 edition, promulgated by the International Code Council, which provides minimum requirements for the protection of life, limb, health, property, safety and welfare of the general public and the owners and occupants of residential buildings, is adopted and by reference made a part of this code with the same force and effect as though set out in full in this chapter. One (1) copy of the International Property Maintenance Code is on file and open to public inspection in the building inspection office."

SEC. 8.60.2. Subsection 101.1 amended—Title.

Subsection 101.1 of the International Property Maintenance Code is amended to read as follows:

101.1 Title. This document shall be known as the "International Property Maintenance Code of the City of Mountain View" and may be cited as such and will be referred to herein as "this code." Administrative provisions of the International Property Maintenance Code are referenced to the California Building Code, Chapter 1, and Division II for provisions.

SEC. 8.60.3. Section 103 amended—Department of Property Maintenance Inspection.

Section 103 of the International Property Maintenance Code is amended to read as follows:

103. Property Maintenance.

103.1 General. The building inspection division of the community development department is hereby responsible for the enforcement of this code and the building official shall be the executive official in charge. Code official shall mean building official as referenced herein.

SEC. 8.60.4. Section 111 amended—Means of Appeal.

Section 111 of the International Property Maintenance Code is amended to read as follows:

111. Procedure for appeals. Any owner or owner representative who is in disagreement with the building official's interpretation of any provision of this code may appeal the building official's interpretation to the city council of the city. All such appeals shall be filed within ten (10) working days after the date the building official renders an interpretation of any provision of this code. All appeals shall be in writing, shall be filed with the city clerk, shall state the ground or grounds of appeal and shall be accompanied by a nonrefundable fee of two hundred fifty dollars (\$250). Within sixty (60) calendar days after an appeal is filed, the appeal shall be heard by the city council. The city clerk shall give at least five (5) days prior written notice to the applicant of the date, time and place for the hearing on said appeal. The city council shall not be required to give public notice of said hearing. The applicant shall be entitled to present

any oral and/or written evidence at said hearing. Any hearing held pursuant to this section may be continued from time to time by the city council. Within twenty-one (21) days after the hearing is closed, the council shall announce its decision. All decisions of the city council on any appeal shall be final. Any action to challenge, annul or contest the validity of any decision of the city council on any such appeal shall be filed no later than sixty (60) calendar days after the date the city council has adopted a resolution formalizing its decision on the appeal.

SEC. 8.60.5. Subsection 201.3 amended—Terms defined in other codes.

Subsection 201.3 of the International Property Maintenance Code is amended to read as follows:

201.3. Terms defined in other codes. Where terms are not defined in this code and are defined in the California Building, Fire, Plumbing, Mechanical and Electrical Code or NFPA 70, such terms shall have the meanings ascribed to them as stated in those codes. Where this code refers to "International" Building, Fire, Plumbing, Mechanical or other International Codes, the term international shall be replaced with the word "California."

SEC. 8.60.6. Subsection 302.8 deleted—Motor vehicles.

Section 14. Sections 8.100 through 8.112 of Article VI of Chapter 8 of the Mountain View City Code is hereby deleted in its entirety.

Section 15. Article VI is hereby added to Chapter 8 of the Mountain View City Code, to read as follows:

**"ARTICLE VI.
CONSTRUCTION NOISE.**

SEC. 8.70.1. Construction noise.

a. **Hours of construction.** No construction activity shall commence prior to 7:00 a.m. nor continue later than 6:00 p.m., Monday through Friday, nor shall any work be permitted on Saturday or Sunday or holidays unless prior written approval is granted by the building official. The term "construction activity" shall include any physical activity on the construction site or in the staging area, including the delivery of materials. In approving modified hours, the building official may specifically designate and/or limit the activities permitted during the modified hours.

b. **Modification.** At any time before commencement of or during construction activity, the building official may modify the permitted hours of construction upon twenty-four (24) hours written notice to the contractor, applicant, developer or owner. The building official can reduce the hours of construction activity below the 7:00 a.m. to 6:00 p.m. time frame or increase the allowable hours.

c. **Sign required.** If the hours of construction activity are modified, then the general contractor, applicant, developer or owner shall erect a sign at a prominent location on the construction site to advise subcontractors and material suppliers of the working hours. The contractor, owner or applicant shall immediately produce upon request any written order or permit from the building official pursuant to this section upon the request of any member of the public, the police or city staff.

d. **Violation.** Violation of the allowed hours of construction activity, the building official's order, required signage or this section shall be a violation of this code."

Section 16. The provisions of this ordinance shall be effective thirty (30) days from and after the date of its adoption, but no sooner than January 1, 2011.

Section 17. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the other remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Section 18. Pursuant to Section 522 of the Mountain View City Charter, it is ordered that copies of the foregoing proposed ordinance be posted at least two (2) days prior to its adoption in three (3) prominent places in the City and that a single publication be made to the official newspaper of the City of a notice setting forth the title of the ordinance, the date of its introduction, and a list of the places where copies of the proposed ordinance are posted.

The foregoing ordinance was regularly introduced at the Regular Meeting of the City Council of the City of Mountain View, duly held on the 12th day of October, 2010, and thereafter adopted at the Regular Meeting of said Council, duly held on the 26th day of October, 2010, by the following roll call vote:

AYES: Councilmembers Abe-Koga, Kasperzak, Macias, Means,
Vice Mayor Siegel and Mayor Bryant

NOES: Councilmember Inks


ABSENT: None

NOT VOTING: None

ATTEST:

APPROVED:


WANDA WONG
ACTING CITY CLERK


RONIT BRYANT
MAYOR

I do hereby certify that the foregoing ordinance was passed and adopted by the City Council of the City of Mountain View at a Regular Meeting held on the 26th day of October, 2010, by the foregoing vote, and was published in the *San Jose Post Record* by reference on the 22nd day of October, 2010, and posted in three prominent places in said City.


Acting City Clerk
City of Mountain View

AG/2/ORD
807-10-12-10o-E^